

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 19, 1979
6:00 P.M.

Council Chambers
301 West Second Street

The meeting was called to order with Mayor McClellan presiding.

Roll Call:

Present: Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman,
Councilmembers Himmelblau, Mullen, Snell, Trevino

Absent: None

Reverend Manuel S. Rios, First Mexican Baptist Church, gave the
Invocation.

LEGENDS OF GOLF WEEK

Mayor McClellan read a proclamation designating the week of April
25-29, 1979 as Legends of Golf Week. Mike Campbell, Bill Bass, General C.F.
McClain and John Shackelford, received the proclamation with their apprecia-
tion and thanks.

COMPENSATORY EDUCATION WEEK

Mayor McClellan read a proclamation designating April 30 to May 4
as Compensatory Education Week. William B. Smith and Michael Lehr received
the proclamation with their appreciation and thanks.

SAFARI WEEK

Mayor McClellan read a proclamation designating April 23-29 as Safari Week. Noel Dolce and Joyce Gill received the proclamation with their appreciation and thanks. Ms. Gill told Council they will receive an official letter from the Science Guild to be placed in the cornerstone of the new Science Center building.

SECRETARIES DAY AND WEEK

Mayor McClellan read a proclamation designating April 25, 1979 as Secretaries Day and April 22-28 as Secretaries Week. Ms. Lucille Stegman, president, Tower Lights Chapter, thanked her for the proclamation. With Ms. Stegman were Paula Taylor, president, Capital Chapter, and Betty Karts.

BOARDS & COMMISSIONS

The following appointments were made to Boards and Commissions:

Building Standards Commission

Councilmember Snell moved that the Council approve the appointment of Robert L. Phillips to a term ending 6/1/81 on the Building Standards Commission. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman,
Councilmembers Himmelblau, Mullen, Snell, Trevino
Noes: None

Elisabet Ney Museum

Councilmember Himmelblau moved that the Council approve the appointment of Mary Zapalac, James A. Maxwell, Hope Sanford, Kathleen H. Gee and Carl G. Campbell to the Elisabet Ney Board of Directors. They will draw for terms. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman,
Councilmembers Himmelblau, Mullen, Snell, Trevino
Noes: None

Dental Health Advisory Committee

Councilmember Mullen moved that the Council approve the appointment of Linda Carline, Penny Terrell, and Donna Knapp to the Dental Health Advisory Committee; terms expiring 3/1/80. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman,
Councilmembers Himmelblau, Mullen, Snell, Trevino
Noes: None

Energy Conservation Commission

Councilmember Cooke moved that the Council approve the appointment of Delbert M. Fowler to the Energy Conservation Commission; term to expire 7/1/80. The motion, seconded by Mayor McClellan, carried by the following vote:

Ayes: Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman,
Councilmembers Himmelblau, Mullen, Snell, Trevino
Noes: None

Hospital Board

Councilmember Snell moved that the Council approve the appointment of Janice Robinson to the Hospital Board, term to expire 7/1/80. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman,
Councilmembers Himmelblau, Mullen, Snell, Trevino
Noes: None

Library Commission

Councilmember Trevino moved that the Council approve the appointment of Robert Ledbetter, Valarie Dunnam, Sophia Balagia, Gensie Hemphill, Jacqueline Davis, Allan Minter, Richard E. Dimery to the Library Commission; terms to expire 1/1/81. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman,
Councilmembers Himmelblau, Mullen, Snell, Trevino
Noes: None

Commission on Status of Women

Councilmember Mullen moved that the Council appoint Juan A. Ocha, Nozik H. Smith, and Frances F. Dicks to the Commission on the Status of Women; term to expire 6/30/80 and 6/30/81. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman,
Councilmembers Himmelblau, Mullen, Snell, Trevino
Noes: None

SPICEWOOD SPRINGS ROAD PROJECT

Councilmember Cooke moved that the Council adopt a resolution to acquire certain land for the Spicewood Springs Road Project: CAPITAL IMPROVEMENTS PROJECT No. 73/62-23.

0.29 of one acre of land out of that certain 2.00 acre tract of the James M. Mitchell Survey. (Jack McGraw et ux)

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

RELEASE OF EASEMENTS

Councilmember Cooke moved that the Council adopt a resolution authorizing release of the following easement:

Two (2) Electric and Telephone Easements and one Public Utility Easement located on Lots 1 and 11, Commerce Square. (Requested by Metcalfe Engineering, Inc.)

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Cooke moved that the Council adopt a resolution authorizing release of the following easement:

Portions of Public Utility Easements crossing lots 1, 2, 10, 12, and 13 of The Meadows, a recorded subdivision. (Requested by Espey, Huston & Associates, Inc.)

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Cooke moved that the Council adopt a resolution authorizing release of the following easement:

A ten (10.00') foot Electric Easement and a portion of a ten (10.00') Public Utility Easement out of Lot 1, Sam Allred Subdivision. (Requested by Blom Engineering Corp, representing Safeway Stores, Inc.)

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

RAILROAD CROSSING RECONSTRUCTION

Councilmember Cooke moved that the Council adopt a resolution to participate with the Southern Pacific Transportation Company in reconstructing the railroad crossing on Anderson Lane east of Woodrow Avenue. (Estimated cost - \$8,940.00; estimated city's part - \$6,000.00) The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

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CONTRACTS APPROVED

Councilmember Cooke moved that the Council adopt a resolution approving the following contract:

D & D SYLVESTER CONSTRUCTION CO.
8008 Tisdale Drive
Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM -
Construction of Northwest Fire
Station - \$244,505.00 C.I.P.
No. 73/83-06

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Cooke moved that the Council adopt a resolution approving the following contract:

PPG INDUSTRIES
624 North Lamar
Austin, Texas

- Swimming Pool Paint, Parks and
Recreation Department.
Items 1-4 - \$5,045.30

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Cooke moved that the Council adopt a resolution approving the following contract:

AAA CRANE RENTAL COMPANY, INC.
Cedar Park, Texas

- Confirmation of Emergency Purchase
of Materials and Services, Depart-
ment of Aviation - \$8,550.00

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

UTILITY JOINT USE AGREEMENT

Councilmember Cooke moved that the Council adopt a resolution to enter into a Utility Joint Use Agreement with the State Department of Highways and Public Transportation for highway widening of U.S. 290 West at Brodie Lane. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

TEMPORARY STREET CLOSING

Councilmember Cooke moved that the Council adopt a resolution to temporarily close Stratford Drive from Barton Springs Road to Vale Street from 9:00 a.m., to 7:00 p.m., April 28 & 29, 1979 as requested by City of Austin Parks and Recreation Department. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

PUBLIC HEARINGS SET

Councilmember Cooke moved that the Council adopt a resolution authorizing submission for Urban Mass Transportation Administration 1977 Capital Assistance Grant Project TX-05-0023 in the amount of \$1,250,000.00 and set a public hearing for May 24, 1979, 11:00 a.m. for revised grant application. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Cooke moved that the Council adopt a resolution authorizing submission for Urban Mass Transportation Administration 1978 Capital Assistance Grant Project TX-03-0048 in the amount of \$1,161,363.00 and set a public hearing for June 14, 1979, 9:30 a.m. for revised grant application. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Cooke moved that the Council adopt a resolution to set a public hearing for May 3, 1979, 11:00 a.m., to consider annexing the following:

9.02 acres of land out of the William Cannon League, Dittmarville Subdivision at the intersection of South First Street and Dittmar Road. (8.38 acres initiated by the City and 0.64 requested by owner) C7a-79-001

The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan

Noes: None

Councilmember Cooke moved that the Council set a public hearing to amend fencing requirements set by the City Council in zoning request C14p-73-014, for May 10, 1979 at 11:00 A.M. The motion, seconded by Trevino, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Cooke, Mayor Pro Tem Goodman, Councilmember Himmelblau

Noes: None

Not in Council Chamber when roll was called: Mayor McClellan

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 790301-A, ENACTED MARCH 1, 1979, BY AMENDING THE CAPTION THEREOF AND SECTION 4 THEREOF AS TO THE TIME AND PLACE OF PUBLIC HEARING ON PROPOSED PAVING ASSESSMENTS FOR THE CAPITAL IMPROVEMENTS PROGRAM, BEAVER STREET AND SUNDRY OTHER STREETS, CONTRACT NUMBER 77-Pa-105, SOMETIMES CALLED GROUP 62, PHASE I, SERIAL NO. 75/62-01, C.I.P. PROJECT NO. 6265 7, BY CHANGING THE SAME FROM 10:00 O'CLOCK A.M. ON THE 26TH DAY OF APRIL, 1979, IN THE CITY OF AUSTIN MUNICIPAL ANNEX, TO 6:15 O'CLOCK P.M. ON THE 17TH DAY OF MAY, 1979 IN THE CITY OF AUSTIN MUNICIPAL ANNEX; DIRECTING THE CITY MANAGER OF THE CITY OF AUSTIN, TEXAS, TO GIVE NOTICE OF SAID HEARING AS REQUIRED BY THE LAWS OF THE STATE OF TEXAS AND THE CHARTER OF THE CITY OF AUSTIN; DECLARING AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON ITS PASSAGE. (CAPITAL IMPROVEMENTS PROJECT NO. 75/62-01.)

Councilmember Cooke moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan

Noes: None

The Mayor announced that the ordinance had been finally passed.

PUBLIC HEARING SET

Councilmember Cooke moved that the Council set a public hearing for May 17, 1979 at 9:00 P.M. relating to the use of a portion of the Sandy Beach Reserve for parking purposes. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

CODE AMENDMENT

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 42 OF THE 1967 CODE OF THE CITY OF AUSTIN BY ADDING SECTION 42-1008(c)(3) REQUIRING THAT WHERE METALLIC PIPING IS USED IN THE PLUMBING SYSTEM, THE WATER SUPPLY LINE BE EXTENDED AT LEAST TWELVE (12) FEET OUTSIDE OF THE FOUNDATION'S PERIMETER; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None

The Mayor announced that the ordinance had been finally passed.

AGENDA ITEM POSTPONED

Councilmember Mullen moved that the Council postpone until May 3, 1979, consideration of adjustment of Auditorium and Coliseum rental rates, service charges to reflect current cost of service. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None

CODE AMENDMENTS

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 31-64 OF THE AUSTIN CITY CODE OF 1967; PROVIDING FOR PROCEDURES AND CONDITIONS FOR TEMPORARY STREET CLOSURES FOR PURPOSES OTHER THAN CONSTRUCTION OR UTILITY MAINTENANCE PURPOSES; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen,
Snell, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 34, ARTICLE II OF THE AUSTIN CITY CODE OF 1967; AMENDING SECTION 34-7(a) BY DELETING THEREFROM THE REFERENCE TO EXTRA PASSENGERS; DELETING FROM SECTION 34-7(b) THE REQUIREMENT THAT TAXIMETERS REGISTER THE NUMBER OF UNITS AND NUMBER OF EXTRA PASSENGERS; DELETING FROM SECTION 34-42(b) THE REQUIREMENT FROM REGISTERING CHARGES FOR TRANSPORTATION OF LUGGAGE AS EXTRAS ON THE TAXIMETER; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen,
Snell, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 1.05 ACRE TRACT OF LAND, LOCALLY KNOWN AS 3400-3510 ED BLUESTEIN BOULEVARD, 6330-6306 HUDSON STREET, AND 4301-3507 DARBY STREET; FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Trigg Forister, C14-78-078)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance.

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

AREA 2: LOTS 2-10, BLOCK B AND ALL OF BLOCKS C, E, H, I, J, K, AND L, OAK FOREST SECTION TWO; ALL OF BLOCKS I, J, V, AND W, OAK FOREST SECTION FOUR, AMENDED; AND ALL OF BLOCKS B, C, E, AND H, OAK FOREST SECTION ONE, LOCALLY KNOWN AS 6507-6801 WOODCREST DRIVE, 11413-11515 OAK VIEW DRIVE, 11412-11706 AND 11413-11708 OAK KNOLL DRIVE, 11600-11706 AND 11601-11707 BROAD OAKS DRIVE, 6600-6606 AND 6601-6607 BRANCHING OAK DRIVE, 11500-11704 AND 11501-11705 THREE OAKS TRAIL, 6700-6804 AND 6701-6805 FIREOAK DRIVE, 6700-6806 AND 6701-6805 RUSTLING OAKS DRIVE, 11500-11504 AND 11501-11505 HOLLOW OAK COURT, AND 6512-6804 AND 6513-6805 DANWOOD DRIVE, ALSO BOUNDED BY COLINA LANE AND VALLECITO DRIVE; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "AA" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND,

AREA 3: A 1.12 ACRE TRACT OF LAND, LOCALLY KNOWN AS 11839 JOLLYVILLE ROAD; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; AND,

AREA 4: LOT 1, SAVE AND EXCEPT THE EASTERNMOST 20 FEET WHICH IS HEREBY ZONED FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT, L.E. TOUNGATE NO. 1, LOCALLY KNOWN AS 11833 JOLLYVILLE ROAD; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; AND,

AREA 5: A 6.50 ACRE TRACT OF LAND, LOCALLY KNOWN AS 11710-11820 JOLLYVILLE ROAD, ALSO BOUNDED BY BELL AVENUE; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "AA" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT AND "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND,

AREA 6: A 0.97 ACRE TRACT OF LAND, LOCALLY KNOWN AS 11700 JOLLYVILLE ROAD, ALSO BOUNDED BY BELL AVENUE AND LADERA VISTA DRIVE; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "AA" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND,

AREA 7: A 2.78 ACRE TRACT OF LAND, LOCALLY KNOWN AS THE SOUTHEAST CORNER OF JOLLYVILLE ROAD AND LADERA VISTA DRIVE; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "AA" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT, "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT, AND "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; AND,

AREA 12: AN 8.23 ACRE TRACT OF LAND, LOCALLY KNOWN AS THE NORTHWEST CORNER OF THUNDER CREEK ROAD AND JOLLYVILLE ROAD; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; AND,

AREA 16: LOTS 6-A AND 6-B, RESUBDIVISION OF LOT 6, BLOCK C, SUMMIT OAKS SUBDIVISION, LOCALLY KNOWN AS 11905 BELL AVENUE; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Bell Avenue Area Study, C14-79-044)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan brought up the following ordinance for its first reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 1.56 ACRE TRACT OF LAND, LOCALLY KNOWN AS 900-1012 WILLIAM CANNON DRIVE AND 6705-6709 EMERALD FOREST DRIVE; FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT AND "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND PROVIDING AN EFFECTIVE DATE. (Edward R. Rathgeber, Jr. and Jessie B. Anderson, C14-79-021)

The ordinance was read the first time, and Councilmember Mullen moved that the ordinance be passed to its second reading. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Mayor McClellan
Noes: Councilmembers Trevino, Cooke, Mayor Pro Goodman

The Mayor announced that the ordinance had been passed through its first reading only.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 9.637 ACRE TRACT OF LAND, LOCALLY KNOWN AS 2527-2501 WALLINGWOOD DRIVE AND 1209-1101 SPYGLASS DRIVE; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Jagger Associates, Inc., C14-79-003)

Councilmember Mullen moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Goodman, Councilmembers Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke

Noes: None

Abstain: Councilmember Himmelblau

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan brought up the following ordinance for its second reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

A 1.69 ACRE TRACT OF LAND, LOCALLY KNOWN AS 12589-12561 U.S. HIGHWAY 183; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND PROVIDING AN EFFECTIVE DATE. (Leonard Passmore & J.H. Connelly, C14-79-041)

The ordinance was read the second time, and Councilmember Mullen moved that the ordinance be passed to its third reading. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan

Noes: None

Abstain: Mayor Pro Tem Goodman, Councilmember Himmelblau

The Mayor announced that the ordinance had been passed through its second reading only.

CITY MANAGER REPORT ON MESAMATE

Councilmember Cooke moved that the Council refer to the Environmental Board and bring back to Council on May 3, 1979, the City Manager's report on the use of mesamate in controlling vegetation in creeks. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman

Noes: None

April 19, 1979

ZONING HEARING

Mayor McClellan opened the public hearing scheduled for 6:00 P.M. on the following zoning application. Pursuant to published notice thereof, the following zoning case was publicly heard:

BELL AVENUE STUDY AREA By Jollyville Road C14-79-044	11701 & the rear of 11715-11903 Bell Avenue, also bounded	From Interim "AA" Residence 1st Height and Area To "AA" Residence, "A" Resi- dence, & "O" Office 1st Height and Area RECOMMENDED by the Planning Commission
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Mr. Lillie, Director of the Planning Department, reviewed the zoning application by use of slides. He said the changes had been advertised for "A" residential, and any more permissive use would have to be referred back to the Planning Commission. He reminded Council that this case had been before them on March 29, 1979 as a part of the Bell Avenue Area Study, and had been postponed so the owner of the property could talk to the neighbors.

MR. CHARLES AUBREY, owner, A.P.C. Industries, appeared before Council and said he had discussed the zoning application with Mr. Bob Bledsoe of the neighborhood association and all problems have been solved. He said he has proposed a restrictive covenant giving land owners 25' of buffer with no construction in the buffer. Mr. Bledsoe affirmed Mr. Aubrey's statement, and said "O" zoning would be all right.

Mayor McClellan told Mr. Aubrey that Council is pleased they have worked out a solution but there is a legal problem about notice. Mr. Albert DeLaRosa, Assistant City Attorney, said the announcements for the zoning case were for "A" residential use, consequently Council cannot grant "O" zoning which is more permissive than the "A" residential tonight.

Motion

Mayor Pro Tem Goodman moved that the Council close the public hearing, refer Zoning Case C14-79-044 to the Planning Commission for their first meeting in May, and put on the Council agenda for approval as soon as possible. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke, Mayor Pro Tem Goodman, Councilmember
Himmelblau
Noes: None

Mayor McClellan expressed her regret at the additional delay, but thanked Mr. Aubrey and Mr. Bledsoe for working together.

PUBLIC HEARING - PROPOSED CDBG APPLICATION

Mayor McClellan opened the public hearing, scheduled for 6:15 p.m. for the purpose of obtaining the views of citizens on the proposed Community Development Block Grant application.

Miguel Guerrero, Chairman, Planning Commission, said they have adopted the budgetary recommendations of the Joint Subcommittee for the 5th, 6th, and 7th year CDBG funding. A major concern of the Commission is for rapid upgrading of the city's housing stock, but do not feel Urban renewal can rehabilitate the number of units they request. Therefore a reduction is recommended from 225 to 175 units.

Mr. Guerrero's report continued as follows:

Urban Renewal Agency - Administration

The Planning Commission wishes to re-emphasize the recommendations of the JSC that alternative of acquiring legal services be explored, and further recommends a thorough review and analysis of the agency's Administration and staffing requirements. The Planning Commission also requests the City Council review and consider the finding in the forthcoming audit report prior to approving the budgets pertaining to the Agency.

Corridors Project - Commercial Rehabilitation

The Planning Commission feels that the selection of the most capable agency to implement this program can be accomplished through a Request-for-Proposal (RFP) process, and recommends accordingly.

Land Use (Zoning) Study/Preservation Plan

The Planning Commission concurs with the JSC's funding recommendations and with the CDC's comments that the consultant selected to perform the study work closely with target area neighborhoods currently developing their neighborhood's plan.

Business and Economic Development and Market Study

The Planning Commission concurs with the JSC's funding and with the CDC's comments that Human Services Department staff work with the National Business League to further develop a proposal for possible future funding.

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Market Study

The Planning Commission concurs with the Joint Sub-committee's funding recommendation and agrees with the CDC's recommendation that the six CSA target areas be the primary subjects and beneficiaries of the study.

In addition to the above comments, the Planning Commission strongly recommends that those projects recommended for CIP or GRS funding such as CDD #12, parks improvements, and neighborhood facilities, such as the neighborhood centers and health facilities, etc., be included in the next group of CIP projects up for your consideration. The Planning Commission recognizes these projects are essential in the improvement of the low or moderate-income neighborhoods, but feels they are more appropriately funded from GRS or bond monies in view of the limited HCD funds available.

MR. ELLIOTT NAISHTAT, Chairperson, Community Development Commission, presented the following report:

The Community Development Commission respectfully submits its funding recommendations for the 1979-82 Community Development Block Grant Program. We are providing you with recommendations for three years of CDBG funding in accordance with new federal requirements for a three year community development program and strategy. The funding totals by year are noted below:

Program Year	Funding Total
1979-80	\$5,712,000
1980-81	5,468,000
1981-82	5,468,000
TOTAL	\$16,648,000

The Community Development Commission, in making its recommendations for funding levels, recognizes that the efforts of the Joint Sub-Committee, Community Development Commission, Planning Commission and ultimately the City Council are the culmination of a lengthy planning and citizen participation process that began as early as September, 1978 for some neighborhoods. Therefore, in its deliberation, the CDC recommendations made by the Joint Sub-committee in light of neighborhood goals and objectives; projects satisfying neighborhood goals and objectives were given utmost priority for assistance from the CDBG program.

With only a few exceptions, the Community Development Commission concurs with the recommendations of the Joint Sub-committee. The projects for which the Community Development Commission recommended differently are noted below along with the funding amounts recommended:

	<u>AMOUNT</u>		
	<u>1979-80</u>	<u>1980-81</u>	<u>1981-81</u>
A. Rental Repair Assistance Program	\$65,508	\$68,783	\$72,058

The CDC noted that four neighborhoods identified a rental rehabilitation assistance program as a high priority, and that the Austin Tenants Council has demonstrated successfully their ability to administer a program that addresses this need. Consequently, the CDC recommends funding of the program at the requested level.

B. Clarksville Public Health Clinic	\$177,000	-0-	-0-
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The CDC recommends funding of this project at the requested level, based on there being no assurance that this project would be funded from other sources.

C. Rosewood Neighborhood Center/ MHMR Human Development Center	\$105,000	-0-	-0-
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The CDC opted to fund a joint use facility between the Rosewood Neighborhood Center and the Rosewood Human Development Center as opposed to just a neighborhood center facility. The Commission recommends \$105,000 for FY '79-80 as the HCD share with subsequent year funding being recommended to come from other non-HCD sources.

D. Montopolis Neighborhood Center	\$278,000	-0-	-0-
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HCD funding is recommended as there are no assurances that other sources can be counted on to fund this project.

E. Expansion of the French Legation	-0-	-0-	-0-
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The CDC recommends that GRS funding or other sources be sought. It should also be noted that this project was not recommended by relevant neighborhood advisory boards.

Comments pertinent to each of the projects noted above are reflected in the attachment. In addition, the Commission would like to remind you that the Urban Renewal Agency's expenditures for legal counsel remain high. The effect of the CDC's changes in the funding recommendations has resulted in slight increases in the contingency budget line items over what was recommended by the Joint Sub-committee.

Mr. Naishtat pointed out that the proposal to develop the French Legation area into a park is a good one, but that it is not found to be a priority by any of the neighborhoods in east Austin. He suggested that if it is developed, the funds for it should come from the general fund and not CDBG; but if CDBG funds are used for it, then the neighborhood projects should come out of the general fund. He went on to say that one item which the Planning Commission didn't adopt concerned the possibility of using the city's bed tax to fund the land use study and preservation plan. He asked Council to look into it and if it

can be done it would free up some more HCD Block Grant money.

Councilmember Trevino suggested that next year, in their recommendations for a health clinic, neighborhood center, or any other type of construction, they should get staff to help them in trying to determine how much it will cost the city in the operating budget to maintain the facility. Mr. Trevino said Council had found out it is easy to find money in the CIP to construct facilities, but they have had no idea how much the operation of those facilities will impact the budget.

At this point Mayor McClellan interrupted the hearings to introduce a visitor to the Council Chamber, Ms. Rhonda Fleming, motion picture star, who was in Austin for the opening of her husband's theater, Mann Westgate. Councilmember Goodman and Mayor McClellan presented Ms. Fleming with an Honorary Citizenship citation. Ms. Fleming thanked the Mayor and Council and said she is happy to be an Austin taxpayer since she and her husband now own property here.

Mr. Buck Apelt, Acting Director, Human Services, addressed Council by saying "The main problem which the Commissions and the staff face this year with attempting to come up with recommendations was that of attempting to allocate \$5.7-million on more than \$10-million worth of applications. We think the Commissions have done an admirable job and particular thanks to the Joint Sub-committee." His report continued as follows:

With the funding recommendations adopted by the Planning Commission on April 17, the formal citizen participation structure has completed its task of formulating recommendations for the allocations of Community Development Block Grant funds for the next three fiscal years. A comparative summary of the recommendations of the Joint Sub-committee, the Community Development Commission, and the Planning Commission is contained in Attachment II, along with the respective letters of transmittal. City staff have attempted to incorporate as many of these recommendations as possible into the proposed CDBG budget, outlined in Attachment I; however, there do exist variances between the proposed budget and the commission's recommendations, as well as between the recommendations of the two commissions per se.

The following is a list of those projects proposed for CDBG funding about which there is no disagreement:

- Standard Rehabilitation
- Section 312 Loan Program
- Emergency Repairs
- Section 8: Substantial Rehabilitation
- Urban Renewal Agency - Administration
- Housing Counseling
- Clarksville Housing Development Program

Code Enforcement - Demolition
 Code Enforcement - Relocation
 Corridors Projects - Commercial Rehabilitation
 Corridors Projects - Physical Improvements
 Community Development Credit Union
 Market Study
 Human Services Department - Planning and Administration
 Planning Department - Housing Planning
 Quintanilla House

Of those projects considered for FY '79-'80 CDBG funding, differences of opinion exist regarding the following:

	JSC	CDC	PC	City
Austin Tenant's Council	\$17,252	\$65,508	\$17,252	\$17,252
East Austin Multipurpose Center*	88,000	88,000	88,000	-0-
St. Johns Public Health Center*	90,000	90,000	90,000	-0-
Clarksville Public Health Center*	-0-	177,000	-0-	-0-
Rosewood Neighborhood Center				
MHMR Human Development Center*	-0-	105,000	-0-	-0-
Montopolis Neighborhood Center*	-0-	278,000	-0-	-0-
Expansion of French Legation*	\$622,000	-0-	\$622,000	\$622,000
Land Use/Preservation Plan*	100,000	100,000	100,000	-0-
Center for Battered Women	75,000	75,000	75,000	-0-
Contingency	121,843	135,587	121,843	419,893

*For these projects, the only disagreement pertains to the source of funds to be used.

John Moore, Chariman of the East 1st Street Advisory Committee, relinquished his speaking time to Nadine Sustiatia, also a member of the Advisory Committee. Ms. Sustiatia addressed Council by saying they feel the two priority problem areas which need to be addressed are housing and economic development. Without this, the physical and social decline of the East First Street Neighborhood will be accelerated in the next 5 to 10 years. She said they felt public funds should be used to fund projects which will provide an incentive for private investment in the area i.e. home owners and small businessmen. They feel strongly for projects which will be of direct benefit to poverty neighborhoods and should not be funds used to supplement CIP funds. Their recommendations are as follows:

SPECIFIC RECOMMENDATION

Top Priority Projects - Top priority should be given to projects which will directly and immediately result community improvements in the area of (1) housing rehabilitation (2) renter/landlord assistance (3) small business assistance. The following projects fall into these categories.

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CITY OF AUSTIN, TEXAS

Housing

Urban Renewal Standard Rehabilitation Program	2,132,225
Section 312 Rehabilitation Loans	175,800
Emergency Repair	162,400
Section 8 loans (All houses must be part)	100,000
Rent House Repair(of section 8 program)	
Urban League Housing	61,535
Austin Tenants Council	65,508
Clarksville Housing Development	50,000
Subtotal	<u>\$2,747,468</u>

Economic Development

Urban League Credit Union	28,500
Commercial Rehabilitation	960,000
Corridor Physical Improvements	650,000
Subtotal	<u>\$1,638,500</u>

Neighborhood Facilities

Quintanilla House	60,000
*East 1st Multi-purpose Center	88,000
*St. John's Public Health	90,000
Subtotal	<u>\$238,000</u>

*These projects and other neighborhood facility projects should be funded with CIP funds if possible.

Planning and Administration

Market Study	25,000
**Human Services Department	280,000
**Urban Renewal Administration	272,032
	<u>\$577,032</u>

**Administrative costs should be phased into the City operating budget.

Discretionary Funds	<u>\$200,000</u>
	<u>\$5,401,000</u>

She continued that they do not think CDBG funds should be used for University Inter-Coop Council, Housing Planning, French Legation Expansion, or the Family Place.

John Moore concluded their presentation by saying: "We need housing rehabilitation, small business stimulation, health and sanitation, neighborhood rejuvenation. Forget the French Legation, reduce administration, thanks and salutations; that's our citizen participation."

Chuck Wattles, Austin Tenant's Council, asked one of their clients, Ms. Theresa Griffin to speak. Ms. Griffin said she is the landlord of the house at 1605 East 8th. She asked for Rehabilitation money to keep her house up and be able to keep her tenants. Mr. Wattles returned, showed slides of the house in question as an example of what needs to be done. He said the problem is being able to find good work that can be done cheaply and requested a rental repair program to help landlords such as Ms. Griffin. He suggested a revolving loan program, as well as a tool rental program. He asked for \$65,000 for the program of rental repair.

Reverend I.D. Fontaine appeared before Council concerning the Fontaine Estate. He reminded them that he had been before them previously, and asked that Urban Renewal finish what they had started in his area. He asked Council to consider an allocation of \$20,000 for relocation money for them.

PAULINE BROWN, President, Clarksville Residents, relinquished her time to Lena Stewart. Ms. Stewart said they would like funding to acquire lots for Clarksville residents so they can build low cost housing.

ANN CARLSON, President, Family Place Board, spoke for Family Place and said CDBG funds are essential to their survival. Janet Christy and Ernest Shaw showed slides of activity at the Family Place. Ms. Adrian Fowler, Board Member of the Family Place, also spoke in favor of funding.

TOM EARNEST, 902 East 7th Street, protested that if the French Legation Park is developed, his house would be taken. He said he does not feel he has been allowed to express his opinion concerning the revitalization and wants to see a plan of what is going to be done.

TRAVIS BENFORD, Travis County Board of Trustees for MHMR, spoke and said the facilities of Rosewood/Zaragosa MHMR are inadequate. Mr. John Brubaker, Executive Director, said they need space and want a facility for maximum use of time and space available to allow for confidentiality of patients. Councilmember Himmelblau asked what square footage is needed, and Mr. Brubaker told her they need 6500 square feet.

MRS. ARTHUR TORRES, spoke in favor of the Family Place. She thinks it is a nice place for children.

Julia Chapman spoke for the Family Place. She said that having all services in one place is a distinct advantage.

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TOM CROFTS, Director, Austin Child Guidance Center, wants the Family Place because they will be able to serve clients in a more coordinated fashion.

TERRY WATKINS expressed his feelings that the Family Place should have several agencies in one place. She felt this would provide more help for more people.

SALLY HOWTON, Coordinator for Quintanilla House Restoration project, appeared before Council to present them with material to look at during Manuel Mena's presentation. Mr. Mena spoke to the restoration of Quintanilla House, located at 1402 East First Street. He said it will take \$74,000 for the restoration and meets all but one of the requirements for historic zoning. The granting of this sum by Council under CDBG funds will act as seed project for east side restoration and serve to beautify the area and stimulate the economy.

SAM HERNANDEZ spoke in support of restoration of the Quintanilla House. He said that CETA funds does not pay enough to hire the skilled labor that is needed in a restoration project. Councilmember Himmelblau asked who the owner of the property is, and was told it is Sally Howton.

FREDDIE DIXON, past president, Austin Urban League Housing Center, appeared before Council to urge support of the Community Development Credit Union.

BERT EVANS, president, National Business League, told Council they need \$76,760 to further their cause in the encouragement of business endeavors for minorities. Mrs. Ada Simon, speaking for the National Business League, told Council they want the quality of life for minorities enriched and enhanced and this can be done through support of the NBL.

SUZANNE CANNON, Chairman, Urban Renewal Board, urges funding for the rehabilitation of 225 houses.

BERT EVANS returned to read a letter from the National Business League asking the Council's support.

GREGG ROBERSON, as spokesman for the Ebenezer Baptist Church, and a member of the National Business League, read a letter from Marvin C. Griffin of the National Business League requesting funding for the proposal.

LOVEY EDWARDS, chairperson for Montopolis and ACORN discussed the rental repair project and urged its funding. She also spoke for a Montopolis Neighborhood Center and against the French Legation Park.

CLYDE MCQUEEN, speaking as a concerned citizen, said the people in East Austin feel left out and want to see development in their area.

CLARENCE WILLIAMS spoke in favor of the National Business League request.

MARY OREM, Center for Battered Women, said they need funds for improvement of electrical wiring, heating and cooling system, and simple aesthetics that will make the center more attractive for its occupants.

LARRY JACKSON endorsed the National Business League proposal.

JACK JEWETT spoke in support of the Center for Battered Women request. He said they need the ability to take 10 more people a night...present capacity is 14.

Motion

Councilmember Snell moved that the Council close the public hearing for the purpose of obtaining the views of citizens on the proposed Community Development Block Grant Application, and schedule for action on the May 3, 1979 agenda. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen
Noes: None

PARADE PERMITS APPROVED

Councilmember Cooke moved that the Council approve the request for a Parade Permit from Mr. Randy Hagman for Pepsi Cola Company for a race at 6:30 p.m. to 8:00 p.m., Saturday, May 12, 1979, beginning on West 1st Street in front of Austin High, west to Lake Austin Boulevard, west to Enfield Road, east to Exposition, south to Lake Austin Boulevard, east to West 1st, east to MoPac underpass. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell
Noes: None

Councilmember Cooke moved that the Council approve the request for a Parade Permit from Marie E. McKinney of Austin Contemporary Visual Arts Association from 3:30 p.m. to 4:00 p.m., Saturday, May 12, 1979, beginning from 200 East 10th Street, east to San Jacinto, south to East 6th, east to Trinity, north to 6th and Trinity. The motion, seconded by Snell, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell
Noes: None

Councilmember Cooke moved that the Council approve the request for a Parade Permit from Sherry R. Bell of American Heart Association for a Cycle-Jog-Walkathon, from 9:00 a.m. to 4:00 p.m., Saturday, April 28, 1979 beginning from William Cannon Drive to Manchaca and return. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmember Cooke,
Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell
Noes: None

Councilmember Cooke moved that the Council approve the request for a Parade Permit from John Gillies of CROP, the Community Hunger Appeal of Church Work Service, from 9:00 a.m. to 12:30 noon, Saturday, May 12, 1979, beginning from LBJ Library Parking Lot to Grant Chapel AME Church (1190 Chicon), south through Huston-Tillotson Campus to El Buen Pastor Presbyterian Church (1200 Willow) to First United Methodist Church (12th and Lavaca, via Neches, 8th Street and Congress, returning on 14th to San Jacinto to L.B.J. Library Parking Lot. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmember Cooke,
Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell
Noes: None

Councilmember Cooke moved that the Council approve the request for a Parade Permit from Mr. Enrique Lopez, for Friends of the Texas Farmworkers, from 1:00 p.m. to 2:00 p.m., Wednesday, April 25, 1979, beginning from West Mall of University of Texas, onto 2200 Block of Guadalupe, south on Guadalupe to West 7th Street, east to Congress Avenue, north on Congress to Capitol. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmember Cooke,
Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell
Noes: None

Councilmember Cooke moved that the Council approve the request for a Parade Permit from Mr. Eddie Hargett for Rooster Andrews Sporting Goods, KTBC & Laguna Gloria Art Museum, from 8:00 a.m. to 10:30 a.m., beginning from Laguna Gloria Art Museum on 35th to Pecos, to Stevenson, to Rockmoor to Windsor, right on Schulle to Meredith, left to Pecos to 35th, up Balcones to Mt. Bonnell Drive, left to Mayfield Park. The motion, seconded by Councilmember Snell, carried by the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmember Cooke,
Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell
Noes: None

POOR BOY ARTS AND CRAFTS FAIR SIGN

Councilmember Trevino moved that the Council approve the request of Mr. Norman Haertig, Northwest Sertoma Club, for permission to place a portable sign announcing Poor Boy Arts and Crafts Fair in the city right of way at 3600 Far West Boulevard, 183 and Santa Cruz, 404 East Anderson Lane, 1156 West 1st, Riverside and South 1st and 1206 East Ben White from April 19 through 29. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman,
Councilmembers Himmelblau, Mullen, Snell, Trevino
Noes: None

AGENDA ITEM PULLED

Pulled from the agenda was an item under Citizens Communications: Mr. Tom Curtis, representing Odas Jung, requesting reactivation of zoning case No. C14-73-239 and consideration of case by City Council on May 31, 1979. It was stated the zoning was ready for the ordinance.

EEYORE'S BIRTHDAY

Mayor Pro Tem Goodman moved that the Council approve the request of Mr. Richard Hamner, Board of Directors, YMCA, for permission to use Pease Park on April 27 or May 4, 1979 in case of rain, for the purpose of celebrating Eeyore's birthday. The motion was seconded by Councilmember Snell.

Mr. Leonard Ehrler, Director, Parks and Recreation, appeared before Council and said there is concern about the size of the crowd that attends this event and asked for recommendation by Council for another site. Councilmember Cooke said it appears Council is setting a trend of moving functions away from park use by people who live in the vicinity because of complaints of some neighbors. Mr. Hamner explained that the party would be done in an orderly fashion. Council had some discussion and then voted.

Roll Call on Motion

Roll Call on Motion showed the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

REQUEST FOR A STOP SIGN

Mr. Russell Brinkman appeared before Council to request installation of a stop sign at the intersection of Clawson Road & Southgate Circle. He said that 200' south of the intersection there is a hill that crests and prevents anyone turning off of Southgate Circle from being able to see traffic. Mr. Brinkman said their request for a stop sign is a simple one and have been frustrated in their attempts to contact the Urban Transportation Office, so he has come to Council. Mayor McClellan asked Mr. Ternus to do a quick study of the situation. Mr. Ternus said he would have a report back in two weeks. Mr. Brinkman said Mr. Ternus's office had informed them that in a couple of years, they hope to eliminate the hill completely but with the present accident rate and usage of the intersection by children the neighborhood felt something should be done immediately. Mayor Pro Tem Goodman said the Urban Transportation Department, in the next two weeks, will look at the request for a stop sign; and the possibility of moving up the CIP to a higher priority so the major hazard can be taken care of.

REQUEST FOR POSTPONEMENT OF ZONING CASE

MR. PHIL SOLOMAN, attorney, appeared to request that Zoning Case C14-78-190 be postponed from its May 3, 1979 hearing to May 17, 1979 at 8:00 P.M. The Mayor informed him that there were already five public hearings scheduled for May 17 and suggested he request another date. Mr. Richardson said he would discuss the matter with his client and the attorney for Milburn Company.

Motion

Mayor Pro Tem Goodman moved that the Council put the change in schedule request for Zoning Case No. C14-78-190 back on the agenda April 26 for the setting of time for hearing; and that it will not be heard May 3, 1979. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke

Noes: None

CIVIC MATTERS DISCUSSED

MR. JEFF JONES appeared to discuss civic matters. He spoke against nuclear power.

CITY CONTRACTS TO MINORITIES

MRS. ETHEYL MAYBERRY requested a discussion of city contracts to minorities. She was to be represented by Thomas Ausley, attorney. Instead, Sam Kindred, an attorney, spoke for them. He said Mrs. Mayberry is proprietor of EMS Cleaning Service and is a minority business woman. She provides residential and commercial janitorial service. Her aspiration, along with that of other small minority cleaning proprietors, who support her presence here tonight, is to provide service to the City of Austin. Mrs. Mayberry realizes contracts are awarded on the basis of competitive bids. In spite of every effort in the past at economy in their bids they have found themselves consistently outbid by the same companies, over and over...by wide margins. They believe, based on their experience, that it is impossible for anyone to perform adequately under normal competitive conditions and still make a profit on such bids as have been accepted. Mr. Kindred said they are not accusing anyone of wrong doing but want to know that procedures are being employed which insure fairness for all. He asked the following questions: Have the same firms been getting the same contracts time after time? If some contracts are being awarded to minority businesses, to encourage development of those businesses, what requirements as to the proportion of minority ownership exists, and what checks are conducted to see that such requirements are met? Are ascertainable standards used in choosing among bids by cleaning services and are the services actually rendered evaluated in regard to such standards? Is there a procedure to ascertain whether or not minimum wages and other labor requirements are being met?

Mr. Kindred said he was asking for the interest and inquiry by the Council or staff in both the award and performance of these contracts. He said they are "interested in seeing that minority advantages are not being appropriated by non-minorities; we are interested in seeing that the city gets what it pays for; and also interested in seeing that fair methods of competition are being employed, especially as to wages and other conditions of labor.

Mayor McClellan asked the City Manager to please address the questions raised and share with Council and Mrs. Mayberry. Mr. Davidson asked Mr. Kindred for a written copy of his presentation. Mr. Kindred said he would mail one to Mr. Davidson the next day.

Councilmember Snell asked, "Is it acceptable for one contractor to bid under two names?" Albert DeLaRosa, Assistant City Attorney, answered, "There is nothing to prohibit any individual owning two separate companies from submitting a bid. ...I can check on that and get you an answer." Councilmember Snell cited a specific instance and Mr. Davidson said they will check specifics, but on the face of question posed he agrees with Mr. DeLaRosa. He said there are some instances where a use of a second name for a firm may create a subterfuge around a requirement or condition that the contractor wants to avoid. Mr. DeLaRosa said they would get a report back to Mr. Snell.

CLARENCE WILLIAMS with Williams Building Maintenance, a janitorial contractor, responded to Councilmember Snell. "What he is saying, two companies may be out of the same household and what they would do is submit two bids at the same time. One would be lower than the other in case, if you don't get it, I got it. Mr second request supports Mrs. Mayberry. Is there any way the City of Austin could set aside some of these here bids for some of these here minority contractors that...because there are quite a few of the bids coming out. Some of the companies are just starting out and I'm sure some of the companies can give you the same service as some of the large companies. Lots of the large companies. Lots of the large companies are bidding so low that there is no way they can be paying minimum wage and paying taxes and paying insurers to support the contracts. If you can't set aside any of the contracts, can there be a minimum requirement as to the amount of money that will be acceptable instead of just taking the lowest bid?" Mr. Davidson asked if he had talked to Mr. Bennett or Mr. Madison because the city has done a great deal to help people prepare a bid for a city job, and have also done precisely what Mr. Williams asked in breaking down some of the larger contracts into smaller increments so the smaller contractors can bid. As a result, Mr. Davidson said, we are getting more bids from minority contractors who previously did not have an interest or they did not have the knowledge required in order to submit the proposals. He said there will be more functions scheduled in the future to help educate potential contractors re procedures.

DRAINAGE PROBLEM

MS. TERRY WATKINS appeared before Council to discuss a drainage problem in Shadow Ridge Project Neighborhood, which is a Housing Authority Project in South Austin. She said that there is a hole in the street for drainage which is large enough for a small child to get down into and is approximately 10' deep. Ms. Watkins said she is requesting that the city engineer and Councilmembers look at the hole and try to put up a guard. Mayor McClellan asked Mr. Davidson to have the appropriate staff people work on this and report back to Council.

PUBLIC HEARINGS

Taxicab Franchises and Permits

Mayor McClellan opened the public hearing, scheduled for 7:00 p.m. to review application for five year taxicab franchise and consider acting on ordinance and taxicab permits. The five year franchises are for Airline Cab Co., Harlem Cab Co., Roy's Taxi, Inc., and Yellow-Checker Cab Co., Inc. The taxicab permits are: Airline Cab Company, 1; Harlem Cab Co., 55; Roy's Taxi, Inc., 50; and Yellow-Checker Cab Co., Inc. 70. Joe Ternus reviewed the ordinance. James W. Townsend, representing Harlem Cab Co., stated the five year franchise is needed for planning and financing. He requested an increase from 48 to 55 permits. Councilmembers Mullen and Cooke hoped there would be newer cabs and an upgrading of all equipment.

Motion

Councilmember Snell moved that the Council adopt a resolution to close the public hearing and approve the following number of Taxicab Permits: Airline Cab Company, 1; Harlem Cab Co., Inc., 55; Roy's Taxi, Inc., 50; and Yellow-Checker Cab Co., Inc., 70. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Trevino, Cooke,
Mayor Pro Tem Goodman

Noes: None

Not in Council Chamber when roll was called: Mayor McClellan

Mayor McClellan brought up the following ordinance for its first reading:

AN ORDINANCE GRANTING ROY'S TAXI, INC. A FRANCHISE TO OPERATE A TAXICAB SERVICE IN THE CITY OF AUSTIN FOR FIVE YEARS, AND PRESCRIBING THE TERMS, CONDITIONS AND LIMITATIONS UPON AND UNDER WHICH SUCH FRANCHISE SHALL BE EXERCISED.

The ordinance was read the first time, and Councilmember Snell moved that the ordinance be passed to its second reading. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Trevino, Cooke,
Mayor Pro Tem Goodman

Noes: None

Not in Council Chamber when roll was called: Mayor McClellan

The Mayor announced that the ordinance had been passed through its first reading only.

Mayor McClellan brought up the following ordinance for its first reading:

AN ORDINANCE GRANTING AIRLINE CAB COMPANY A FRANCHISE TO OPERATE A TAXICAB SERVICE IN THE CITY OF AUSTIN FOR FIVE YEARS, AND PRESCRIBING THE TERMS, CONDITIONS, OBLIGATIONS AND LIMITATIONS UPON AND UNDER WHICH SUCH FRANCHISE SHALL BE EXERCISED.

The ordinance was read the first time, and Councilmember Snell moved that the ordinance be passed to its second reading. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Trevino, Cooke,
Mayor Pro Tem Goodman

Noes: None

Not in Council Chamber when roll was called: Mayor McClellan

The Mayor announced that the ordinance had been passed through its first reading only.

Mayor McClellan brought up the following ordinance for its first reading:

AN ORDINANCE GRANTING HARLEM CAB COMPANY, INC. A FRANCHISE TO OPERATE A TAXI-CAB SERVICE IN THE CITY OF AUSTIN FOR FIVE YEARS, AND PRESCRIBING THE TERMS, CONDITIONS, OBLIGATIONS AND LIMITATIONS UPON AND UNDER WHICH SUCH FRANCHISE SHALL BE EXERCISED.

The ordinance was read the first time, and Councilmember Snell moved that the ordinance be passed to its second reading. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Trevino, Cooke,
Mayor Pro Tem Goodman

Noes: None

Not in Council Chamber when roll was called: Mayor McClellan

The Mayor announced that the ordinance had been passed through its first reading only.

Mayor McClellan brought up the following ordinance for its first reading:

AN ORDINANCE GRANTING YELLOW-CHECKER CAB COMPANY, INC. A FRANCHISE TO OPERATE A TAXICAB SERVICE IN THE CITY OF AUSTIN FOR FIVE YEARS, AND PRESCRIBING THE TERMS, CONDITIONS, OBLIGATIONS AND LIMITATIONS UPON AND UNDER WHICH SUCH FRANCHISE SHALL BE EXERCISED.

The ordinance was read the first time, and Councilmember Snell moved that the ordinance be passed to its second reading. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Trevino, Cooke,
Mayor Pro Tem Goodman

Noes: None

Not in Council Chamber when roll was called: Mayor McClellan

The Mayor announced that the ordinance had been passed through its first reading only.

Fencing & Screening Requirements

Mayor Pro Tem Goodman opened the public hearing scheduled for 7:30 P.M. on amending Chapter 45 of the Austin City Code regarding fencing requirements between residences and more permissive land uses. Mr. Lillie gave a presentation. No one appeared to be heard.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE AUSTIN CITY CODE OF 1967; PROVIDING A REQUIREMENT OF VISUAL SCREENS OR BUFFERS BETWEEN CERTAIN PROPERTIES; PROVIDING FOR SEVERABILITY; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Cooke moved that the Council close the public hearing, waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman

Noes: None

Not in Council Chamber when roll was called: Mayor McClellan

The Mayor announced that the ordinance had been finally passed.

Posting of Zoning Signs

Mayor Pro Tem Goodman opened the public hearing scheduled for 8:00 P.M. on amending Chapter 45 of the Austin City Code regarding the posting of zoning signs. Mr. Lillie gave a presentation. He asked Council not to include the third paragraph of the ordinance which deals with deposit and refund. No one appeared to be heard.

Motion

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE AUSTIN CITY CODE OF 1967; PROVIDING FOR THE POSTING OF SIGNS UPON APPLICATION FOR A ZONING CHANGE OR A SPECIAL PERMIT; PROVIDING REQUIREMENTS FOR THE SIZE, LOCATION AND CONTENTS OF SAID SIGNS; PROVIDING FOR FEES; PROVIDING FOR SEVERABILITY; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Cooke moved that the Council close the public hearing, waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen

Noes: None

Not in Council Chamber when roll was called: Mayor McClellan

The Mayor announced that the ordinance had been finally passed.

Airport Zoning District

Mayor Pro Tem Goodman opened the public hearing scheduled for 8:30 P.M. on amending Chapter 45 of the Austin City Code regarding the creation of an Airport Zoning District and deletion of the existing provision permitting airports in any use district by special permit. Mr. Lillie gave a presentation. No one appeared to be heard.

Motion

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 45 (ZONING ORDINANCE) OF THE CODE OF THE CITY OF AUSTIN, 1967, PROVIDING FOR AIRPORT "AV" ZONING DISTRICTS; DESCRIBING USES PERMITTED THEREIN; DELETING THE REQUIREMENT FOR A SPECIAL PERMIT FOR AIRPORTS OR LANDING FIELDS; PROVIDING FOR SEVERABILITY; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Trevino moved that the Council close the public hearing, waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Trevino, Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell

Noes: None

Not in Council Chamber when roll was called: Mayor McClellan

The Mayor announced that the ordinance had been finally passed.

CONTRACTS APPROVED

Councilmember Mullen moved that the Council adopt a resolution to approve the following contract:

Bid Award:

- Reflective Sheeting, Letters and Emblems, Urban Transportation and Vehicle & Equipment Services Department.
Twelve (12) Month Supply Agreement

VULCAN SIGNS & STAMPLINGS
400 East Berry Avenue
Foley, Alabama

- Items 19-82 & 89 - \$5,677.12

MINNESOTA MINING COMPANY
3M Center Building 223-3N
St. Paul, Minnesota

- Items 1-18, 83-88 & 90 - \$19,350.85

The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino

Noes: None

Not in Council Chamber when roll was called: Mayor McClellan

CAPITAL BUSINESS PARK WASTEWATER
APPROACH MAIN

(TRANSCRIPT ON FILE IN CITY CLERK'S
OFFICE)

Council had before it for consideration the following wastewater
approach main to serve Capital Business Park.

CORNERSTONE DEVELOPMENT CORPORATION - Construction of approximately
700 feet of 12-inch waste-
water approach main. (esti-
mated cost to city \$16,800.00)

Councilmember Cooke said, "We have a recommendation that the city pay
a portion of the cost and the developers pay a portion. It is in the city
limits...has been since 1975. I would like some understanding as to why we
are approaching it this way, considering that we do have CIP items for ex-
tension of new customers, and how we are approaching this on the approach
main concept versus using CIP.

Mr. Rodger White, Water and Wastewater Department, answered, "The
approach main vehicle process is about the only vehicle we have at this time
to provide service to similarly situated piece of property. This particular
piece of property is 700 feet from the extension line. The other vehicle
that we have of providing service to a legally subdivided piece of property
with a customer...we can install as much as 100 feet of pipe per customer
per lot." Councilmember Cooke asked if there are any other lots in this
area that have been provided service whereby the city paid for that service
that were in a similar situation. Mr. White answered no. Councilmember
Himmelblau said, "I understood that when property was annexed to the city or
in the city, particularly for undeveloped property, when we tax it, that they
were to be provided city services. Mr. White answered that the city does
provide a service of installing 100 feet of pipe per customer for a legally
subdivided tract and "we just don't have all that criteria in this case."
Mr. Davidson asked if he could state specifically that there have been no
other exceptions that are very similar to this. Mr. White said there had
been no exceptions.

DON WALDEN appeared before Council and said, "I represent the owner of a 60-acre tract of land on Ed Bluestein and Bolm Road, the subject of the application for the approach main. I have followed all of the procedures the city has laid out for application of wastewater services in contemplation of the development heretofore undeveloped tract of land that has been in the city limits since 1975. I believe that the city staff has followed in good faith policies and the guidelines that they have for the extension of service, in particular water and sewer utility services. What struck me as being unusual case was number one, the property has been in the city limits over 3 years and is still without wastewater service, even though wastewater service is to the boundary of the property, although it may not be of a characteristic suitable to serve the property. Secondly, the service regulations that were adopted in April of this year do not speak to the 100-foot rule anywhere that I can find in my reading of them, although that is a staff policy in good faith."

Mr. Davidson said, "I would like to point out that I had no knowledge that this item was going to be discussed tonight. I am not prepared to speak to any of the individual questions that you are raising. I would like to ask that this be pulled down from the agenda, so that we can develop a full presentation as to what the policy has been so that we can answer Mr. Walden's questions with copies to the City Council."

Discussion followed concerning the questions and issue.

Finally, Mr. Davidson stated, "I am not asking for a delay, I am asking the Council to approve what is on the agenda. We will come back next week or the week after with a full report, and if they want to adjust or amend what they approved tonight, they can do so. But in the meantime, the project can proceed."

Motion

Mayor Pro Tem Goodman moved that the Council adopt a resolution to approve the following Wastewater Approach Main to serve Capitol Business Park: Cornerstone Development Corporation, construction of approximately 700 feet of 12-inch wastewater approach main (estimated cost to city \$16,800.00); City Manager to come back with a report and amend the resolution if need be. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

RULES MAKING PROCEDURE FOR COMPREHENSIVE PLAN

Mayor McClellan brought up the following ordinance for its second reading:

AN ORDINANCE OF THE CITY OF AUSTIN; ESTABLISHING PROCEDURES FOR THE IMPLEMENTATION OF STANDARDS, POLICIES AND GUIDELINES PROMULGATED BY CITY DEPARTMENTS RELATING TO CONSTRUCTION OF FACILITIES IN NEW DEVELOPMENTS; PROVIDING FOR SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.

The ordinance was read the second time, and Mayor Pro Tem Goodman moved the Council waive the requirement for the third reading, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Trevino, carried by the following vote:

Ayes: Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None

The Mayor announced the ordinance had been finally passed.

LONG RANGE FINANCIAL PLANNING TEAM

Councilmembers Cooke and Mullen introduced an item to Council to consider requesting that funding for a long-range financial planning team be included as part of the FY 79-80 proposed budget. They gave the following report:

Although the City of Austin is in a strong fiscal position, long-range financial planning is an area needing improvement. We do not currently have the capability to prepare and work with econometric models and projections of our fiscal condition. Although the Office of Research and Budget has made some attempt to project economic conditions, it does not currently have the capability to prepare the kind of long-range analysis a \$295 million operation should have.

A sophisticated approach to long-range financial planning would provide the City Council and City administrators with advance information on the anticipated financial condition of the City. Revenue, expenditures, and bonded indebtedness could be projected five years or more in advance. A sophisticated model could be adjusted as assumptions concerning economic conditions, growth, and sources of funding change. The financial plan would be a part of an on-going, systematic approach to financial management and problem solving. It would tie integrally with our Master Plan, C.I.P., and annual budget.

We would like a City Council directive to the City Manager to evaluate the utility of this proposed planning function and include funding as an option item in the FY 79-80 proposed budget. The City Council can then examine this item in more detail as part of the budget process. As this idea is developed, we need to ask:

- * How will we use this information?
- * What format will be most suited to our needs?
- * What level of detail and precision do we want?
- * To what extent should departments be involved in making projections?
- * What staffmembers (Director of Finance, Director of Office of Research and Budget, etc.) should be identified as the "team" to oversee implementation of this concept?

It may be that we can draw heavily on other city's experience in financial planning. Dallas, for example, has designed its forecasting model so that it can be developed for use in other cities. Public Technologies, Inc. in conjunction with the International City Management Association will be sponsoring a regional workshop in July to assist cities interested in long-range financial planning. We request the City Manager instruct a staff-member to attend.

You may be interested in seeing copies of Dallas' and San Antonio's plan, which are in our offices. Other cities preparing fiscal projections include New Orleans, San Diego, Columbus, Ohio, Washington, D.C., Portland, Oregon, and New York City.

Motion

Councilmember Mullen moved that the Council instruct the City Manager to proceed and suggest funding options and share with the Mayor's Economic Task Force. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman
Noes: None

MINUTES APPROVED

Mayor Pro Tem Goodman moved that the Council approve the Minutes of the Meeting for April 12, 1979 and the Special Meeting of April 9, 1979. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman
Noes: None
Abstain: Councilmember Himmelblau

CAPITAL & OPERATING ASSISTANCE OF TRANSIT

The City Manager's report on Capital and Operating Assistance of Transit was submitted to Council in the back-up material.

APPOINTMENTS MADE

Mayor Pro Tem Goodman moved that the Council make the following appointments:

Council liason committee to the Urban Renewal Board

Councilmembers Cooke, Mullen and Snell

Information & Referral Service Committee

Councilmember Trevino

The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor McClellan, Councilmembers Cooke, Mayor Pro Tem Goodman,
Councilmembers Himmelblau, Mullen, Snell, Trevino
Noes: None

PLANNED DEVELOPMENT AREA

Assistant City Attorney Sheila Finneran presented the following report on the Planned Development Area:

Last week the City Council approved a Planned Development Area agreement between the City and SWECO, Inc., for a tract of land located within the extraterritorial jurisdiction of the city at the intersection of Springdale and Manor Roads. The staff informed the City Council that a report would be placed on this week's agenda to solve the following two problems:

1. The Council was concerned that the map accompanying the Austin Development Plan would be changed to show that this tract was designated for industrial use, a designation which was opposed by some homeowners in the area.

Based upon the Council directive last week and upon authority already existing in the 1961 Austin Development Plan, this tract will be designated on the map as simply a Planned Development Area, with no mention of industrial use. No further action by the City Council is necessary to resolve this concern.

2. The Council was concerned with what interim zoning classification this tract would assume should it be annexed. As currently written, Sec. 45-14(d) of the zoning ordinance provides as follows: " . . . where the territory annexed is a planned development area (PDA) subject to a planned development area agreement, the territory shall assume an interim classification

as a "D" industrial district and first height and area district and shall continue to be subject to all conditions of the planned development area agreement covering said territory."

My understanding of the Council's direction was that they did not want annexed PDA's to assume an interim "D" classification. This problem could be resolved by deleting the provision that states that PDA's shall assume an interim "D" classification when annexed. If this provision were deleted, PDA's would, upon annexation, assume an interim "AA" classification like other properties. Should the Council wish to delete this provision, we would suggest that such an amendment not delete the phrase stating that annexed PDA's shall continue to be subject to all the conditions of the planned development area agreement covering the territory.

In order to delete the provision discussed above, the City Council could ask the Planning Commission to institute the procedure to amend the text of the zoning ordinance.

Please note that the amendment to the zoning ordinance discussed above would not change the status of the annexed PDA's which are already zoned interim "D". It would, however, effect those PDA's currently located outside the city limits upon annexation if such annexation occurred after the above discussed amendment to the zoning ordinance.

ZONINGS SET FOR PUBLIC HEARING

The City Manager reported the following applications have been referred to the Planning Commission for recommendation and have been set for public hearing before the City Council on May 24, 1979:

JAMES C. and HELEN BUTLER By Nelson C. Johnson C14-79-066	5003-5005 Hamilton Lane	From Interim "AA" Residence 1st Height and Area To "C" Commercial 1st Height and Area
EVERETT R. MOORE C14-79-067	5212 Huisache	From "A" Residence 1st Height and Area To "O" Office 1st Height and Area
BRADFIELD, CUMMINS & SHEPHERD By Bryant-Curington, Inc. C14-79-068	9241-9269 Research	From Interim "A" 1st Height and Area To "DL" Light Industrial 2nd Height and Area

LISELOTTE L. GAMBILL By William Brooks C14-79-069	2022-2026 Ben White Boulevard 2023-2027 Ivy Trail	From Interim "A" Residence 1st Height and Area To "GR" General Retail 1st Height and Area
ALEJANDRO L. MASEDA C14-79-070	6102 Manor Road	From "A" Residence 1st Height and Area To "B" Residence 1st Height and Area
ROBERT WILSON C14-79-071	9232 Jollyville Road	From Interim "A" Residence 1st Height and Area To "O" Office 1st Height and Area
V & M INVESTMENTS By Richard G. Hardin C14-79-072	706 and 706½ and a portion of 708 West 23rd Street	From "B" Residence 1st Height and Area To "O" Office 1st Height and Area
FIRST CITY NATIONAL BANK OF HOUSTON By Holford & Carson C14-79-073	8422-8524 Balcones 3501-3513 Cima Serena	From "BB" Residence 1st Height and Area To "O" Office 1st Height and Area
TRAVIS 51, LTD. By Donald E. Bird C14-79-074	6700-6900 Ben White Boulevard	From Interim "AA" Residence 1st Height and Area To "DL" light Industrial 2nd Height and Area
EDWAYNE PREISTMEYER & JERRY HOLLEY By G.W. Thompson C14-79-075	722 Morrow Street	From "C" Commercial 1st Height and Area To "C-1" Commercial 1st Height and Area
WALTER ESKEW By Tom Carlson C14-79-076	7608-7612 Brodie Lane	From Interim "AA" Residence 1st Height and Area To "LR" Local Retail 1st Height and Area

JONAS SILBERSTEIN
AND HOWARD & LOIS OKON
By Charles Marsh
C14-79-077

1213 Parkway

From "A" Residence
1st Height and Area
To "O" Office
1st Height and Area

MRS. SUE I. REASONER
By Elaine Claire
Brooks
C14-79-078

2406 Bluebonnet

From "C" Commercial and "A"
Residence
1st Height and Area
To "C" Commercial and "O"
Office
1st Height and Area

STEVE K. HAWLEY
By Howell Finch
C14-79-079

11906 Research
Boulevard
11934 Arabian Trail

From Interim "AA" Residence
1st Height and Area
To "C-2" Commercial
1st Height and Area

ODAS JUNG
By Tom Curtis
C14-79-080

6409-6725 Congress
Avenue
100 Block East
William Cannon Drive
6408-6710 Circle S
Road

From Interim "A" Residence
1st Height and Area
To "GR" General Retail
1st Height and Area

ODAS JUNG
By Tom Curtis
C14-79-081

813-1017 Banister
Lane
816-1024 West Ben
White Boulevard

From "GR" General Retail
and "C" Commercial
(with restrictive covenant)
1st Height and Area
To "C" Commercial
1st Height and Area

FRANKIE R. MELDER
By Tom Curtis
C14-79-082

1107 Edgewood Avenue

From "A" Residence
1st Height and Area
To "O" Office
1st Height and Area

BILL MILBURN, INC.
By John S. Avery
C14-79-083

12024-12036 Burnet
Road

From Interim "AA" Residence
1st Height and Area
To "C" Commercial
1st Height and Area

CITY OF AUSTIN
PLANNING DEPARTMENT
(Original Zoning)
C14-79-084

3594-3616 Duval Road

From Interim "AA" Residence
1st Height and Area
To "AA" Residence
1st Height and Area

SOL SMITH
By Dave Brunovsky
C14-79-085

505-509 West Lynn
1509-1511 West 6th
Street
508 Powell

From "B" Residence
2nd Height and Area
To "LR" Local Retail
2nd Height and Area

April 19, 1979

CITY OF AUSTIN, TEXAS

D.Y. NICHOLS By Dan T. Stathos, Jr. C14-79-009	1300 South Congress Avenue also bounded by James Street	From "C" Commercial 2nd Height and Area To "C-1" Commercial 2nd Height and Area
JACK E. and MARGIE BUNCH By Don Ferg C14-79-027	501-503 East Rund- berg Lane	From "A" Residence 1st Height and Area To "GR" General Retail 1st Height and Area
KNIGHTS OF COLUMBUS HOME ASSN. By Don Bird C14-79-042	2305-2333 Columbus Drive	From Interim "A" Residence 1st Height and Area To "C-2" Commercial 1st Height and Area (Tr. 4) and "O" office 1st Height and Area (Trails 1, 2 & 3)
T.O. JOHNS By C. & L. Business, Inc. C14-79-057	1310 Kramer Lane also bounded by Pecusa Drive	From Interim "AA" Residence 1st Height and Area To "C" Commercial 1st Height and Area
DAVID B. BARROW By David B. Barrow, Jr. C14-79-059	3400 Far West Boulevard	From "GR" General Retail 1st Height and Area To "GR" General Retail 3rd Height and Area
EARL M. McCLURE, JR. By Forest Cook C14-79-065	80 Red River Street	From "A" Residence 1st Height and Area To "L" Lake District 4th Height and Area and "C" Commercial 1st Height and Area (As amended)
STATE NATIONAL BANK OF EL PASO, TRUSTEE and INDEPENDENT EXECUTOR, By Jerry Saegert C14-77-053	600-604 Davis Street also bounded by Red River Street	Revision To Restrictive Covenant
MCGARY-THIELE HOUSE By City of Austin C14h-79-003	4712 Bull Creek Road	From "A" Residence 1st Height and Area To "A-H" Residence-Historic 1st Height and Area

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GERMAN-AMERICAN
LADIES' COLLEGE
By the City of Austin
C14h-79-009

1604 East 11th Street

From "B" Residence
2nd Height and Area
To "B-H" Residence-Historic
2nd Height and Area

JUDGE SEBRON
SNEED HOME
By Mrs. E.C.
Chamness
C14h-77-011

1703 North Bluff Drive

From Interim "A" Residence
1st Height and Area
To Interim "A-H" Residence-
Historic
1st Height and Area

O.B. McKOWN, JR.
and ASSOC.
By Terry Bray
C814-79-001

South of U.S. Hwy. 290
F. M. 1826

From No zoning outside city
limits
To A 108 Unit P.U.D.
called, "McKownville II"

CLARKE-FRATES
CORPORATION
By Bill Carson
C814-79-002

7901-7921 Mesa Drive
4000 Black Myrick
Drive

From Interim "A" Residence
1st Height and Area
To A 47 unit zero lot-line
P.U.D. called, "Mesa Trails"

ADJOURNMENT

Council adjourned its meeting at 10:15 P.M.

APPROVED

Charles Keeton McCallen
Mayor

ATTEST:

Grace Monroe
City Clerk